

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
at WINCHESTER

UNITED STATES OF AMERICA)	
)	
v.)	Case No. 4:08-CR-39
)	
KENNETH LAMONT FERGUSON)	MATTICE/CARTER

ORDER

On August 10, 2009, Magistrate Judge William B. Mitchell Carter filed a Report and Recommendation recommending (a) the Court accept Defendant Kenneth L. Ferguson's ("Defendant") plea of guilty to Count Nine of the Indictment in exchange for the undertakings made by the government in the written plea agreement, (b) the Court adjudicate Defendant guilty of the charges set forth in Count Nine of the Indictment; and (c) Defendant shall remain in custody pending sentencing in this matter (Doc. 61). Neither party filed an objection within the given ten days. After reviewing the record, the Court agrees with the magistrate judge's report and recommendation. Accordingly, the Court **ACCEPTS** and **ADOPTS** the magistrate judge's report and recommendation (Doc. 61) pursuant to 28 U.S.C. § 636(b)(1) and **ORDERS** as follows:

- (1) Defendant's plea of guilty to Count Nine of the Indictment is **ACCEPTED**;
- (2) Defendant is hereby **ADJUDGED** guilty of the charges set forth in Count Nine of the Indictment; and
- (3) Defendant **SHALL REMAIN IN CUSTODY** pending sentencing on **Monday, November 9, 2009, at 9:00 am.**

SO ORDERED.

ENTER:

/s/Harry S. Mattice, Jr.
HARRY S. MATTICE, JR.
UNITED STATES DISTRICT JUDGE